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PTO/SB/30 (09-03)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Request

for

Continued Examination (RCE) Transmittal

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

<i>RECEIVED</i>	
Application Number	09/701459
Filing Date	12/04/00
First Named Inventor	ARTHUN, Nils
Art Unit	1734
Examiner Name	KOCH, George
Attorney Docket Number	11894

DEC 09 2003
TC 1700

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. Consider the arguments in the Appeal Brief or Rely Brief previously filed on _____
ii. Other _____

b. Enclosed

i. Amendment/Reply iii. Information Disclosure Statement (IDS)
ii. Affidavit(s)/ Declaration(s) iv. Other Petition for a Three Month Extension of Time

2. **Miscellaneous**

a. period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
b. Other _____

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

The Director is hereby authorized to charge the following fees, or credit any overpayments, to
a. Deposit Account No. 04-2219

i. RCE fee required under 37 CFR 1.17(e)
ii. Extension of time fee (37 CFR 1.136 and 1.17)
iii. Other _____

b. Check in the amount of \$ 860.00 enclosed

c. Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Catherine L. Germrich	Registration No. (Attorney/Agent)	50473
Signature	<u>Catherine L. Germrich</u>		
	Date	December 3, 2003	

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	Erin Weltz	EXPRESS MAIL ENVELOPE NUMBER:	EV 308145622 US
Signature	<u>Erin Weltz</u>		
	Date	December 3, 2003	

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: NOVASEPTUM AB) Examiner: KOCH, G.
Serial Number: 09/701459) Art Unit: 1734
Filed: 12/04/00)
For: SEALING APPLIANCE)
Docket Number: 11894)

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TC 1700

AMENDMENT AND
RESPONSE TO FINAL OFFICE ACTION

Hon. Commissioner of Patents
And Trademarks
P.O. Box 1450
Alexandria, VA 22313-1450

December 3, 2003

Sir:

This communication is responsive to the Final Office Action dated June 3, 2003, having a shortened statutory period set to expire September 3, 2003. This response was initially filed on September 3, 2003. A copy of the fax confirmation is attached. This amendment and response is being resubmitted as part of the RCE because the response was apparently not received by the USPTO. Accompanying this response is a request for a three month extension of time.

Please amend the application as follows:

In the Claims:

Please cancel claims 3 and 15 without prejudice and amend claims as shown in the section entitled "Claim Amendments".